



General Assembly

February Session, 2002

Raised Bill No. 5726

LCO No. 2483

Referred to Committee on Government Administration and Elections

Introduced by:
(GAE)

AN ACT CONCERNING QUASI-PUBLIC AGENCIES.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (NEW) (*Effective from passage*) (a) As used in this section,
2 "quasi-public agency" has the same meaning as "quasi-public agency",
3 as defined in section 1-120 of the general statutes, as amended.

4 (b) There is established a Quasi-Public Agency Contract Review
5 Board which shall consist of six members appointed as follows: The
6 speaker of the House of Representatives and president pro tempore of
7 the Senate shall jointly appoint three members, and the minority leader
8 of the House of Representatives and the minority leader of the Senate
9 shall jointly appoint three members. The following areas of expertise
10 and experience shall be represented on the board: Finance, law, the
11 management and operation of state or quasi-public agencies, and
12 matters under the jurisdiction of quasi-public agencies. No more than
13 three of said six members shall be of the same political party. One of
14 the members first appointed by the speaker and the president pro
15 tempore shall serve a two-year term, one shall serve a three-year term
16 and one shall serve a four-year term. One of the members first

17 appointed by the minority leaders of the House of Representatives and
18 Senate shall serve a two-year term, one shall serve a three-year term
19 and one shall serve a four-year term. All appointments of members to
20 replace those whose terms expire shall be for a term of four years and
21 until their successors have been appointed and qualified. If any
22 vacancy occurs on the board, the appointing authorities having the
23 power to make the initial appointment under the provisions of this
24 section shall appoint a person for the unexpired term in accordance
25 with the provisions of this subsection.

26 (c) The chairperson of the board shall be compensated two hundred
27 dollars per diem up to a maximum of thirty thousand dollars annually.
28 Other members of the board shall be compensated two hundred
29 dollars per diem up to a maximum of twenty-five thousand dollars
30 annually. The members of the board shall choose their own
31 chairperson. No person shall serve on this board who holds another
32 state, municipal or quasi-public agency position and no person on the
33 board shall be directly involved in any enterprise which does business
34 with the state or a quasi-public agency or is directly or indirectly
35 involved in any enterprise doing business with a quasi-public agency.

36 (d) The board may adopt such rules as it deems necessary for the
37 conduct of its internal affairs, in accordance with section 4-167 of the
38 general statutes, and may employ a secretary, a clerk, and within its
39 budget, such employees as it shall deem necessary.

40 (e) The Quasi-Public Agency Contract Review Board shall be an
41 independent body within the Executive Department.

42 (f) Notwithstanding any provision of the general statutes, no quasi-
43 public agency shall enter into a contract or an amendment to a
44 contract, having a value of more than fifty million dollars, on or after
45 the effective date of this section without the written approval of the
46 Quasi-Public Agency Contract Review Board. Said review board shall
47 consider all aspects of the proposed contract or amendment, including
48 compliance with statutory and regulatory requirements, feasibility and

49 prudence of the business method proposed. The board shall have
50 access to all information, files and records, including financial records,
51 of quasi-public agencies.

52 Sec. 2. (NEW) (*Effective from passage*) (a) As used in this section,
53 "quasi-public agency" has the same meaning as "quasi-public agency",
54 as defined in section 1-120 of the general statutes, as amended.

55 (b) Each quasi-public agency shall make the following information
56 available to the public through the Internet:

57 (1) Minutes of each meeting of the board of directors of the quasi-
58 public agency and each committee established by said board, not later
59 than seven days after each such meeting is held;

60 (2) Each report required under section 4a-60g of the general statutes,
61 as amended, setting forth small and minority-business set-aside
62 program goals and addressing the quasi-public agency's progress in
63 meeting said goals, not later than seven days after each such report is
64 required to be submitted to the Commission on Human Rights and
65 Opportunities under said section 4a-60g;

66 (3) The annual plan of operations which the quasi-public agency is
67 required to prepare pursuant to the general statutes, if applicable, not
68 later than seven days after the plan is adopted;

69 (4) Procedures for the dismissal of employees which are required to
70 be adopted by the quasi-public agency pursuant to the general
71 statutes, not later than seven days after the adoption of such
72 procedures; and the terms of each severance agreement with an
73 employee, not later than seven days after the agreement is executed;

74 (5) Each periodic report to the quasi-public agency prepared by a
75 contractor pursuant to a contract with the agency, not later than seven
76 days after the report is received by the agency; and each audit of a
77 contract, not later than seven days after the audit is received by the
78 agency; and

79 (6) Each contract executed by the agency, not later than seven days
80 after the contract is executed.

81 Sec. 3. (NEW) (*Effective from passage*) If a quasi-public agency, as
82 defined in section 1-120 of the general statutes, as amended, enters into
83 two or more contracts with a person, firm or corporation or two or
84 more contracts with affiliated persons, firms or corporations, no such
85 person, firm or corporation shall take any action in the performance of
86 any such contract that provides a financial benefit to the same or an
87 affiliated person, firm or corporation under another contract with said
88 quasi-public agency, to the detriment of said quasi-public agency. Any
89 person who intentionally violates this section shall be imprisoned for a
90 term not to exceed one year or be fined an amount not to exceed two
91 thousand dollars, or both.

92 Sec. 4. Section 22a-261 of the general statutes is repealed and the
93 following is substituted in lieu thereof (*Effective from passage*):

94 (a) There is hereby established and created a body politic and
95 corporate, constituting a public instrumentality and political
96 subdivision of the state of Connecticut established and created for the
97 performance of an essential public and governmental function, to be
98 known as the Connecticut Resources Recovery Authority. The
99 authority shall not be construed to be a department, institution or
100 agency of the state.

101 (b) The powers of the authority shall be vested in and exercised by a
102 board of directors, which shall consist of ~~[thirteen]~~ seventeen directors:
103 Four appointed by the Governor and three ex-officio members, who
104 shall have a vote including the Secretary of the Office of Policy and
105 Management, the Commissioner of Transportation, and the
106 Commissioner of Economic and Community Development; two
107 appointed by the president pro tempore of the Senate, one of whom
108 shall be a representative of a municipality having a population of fifty
109 thousand or more, two by the speaker of the House, one of whom shall
110 be a representative of a municipality having a population of less than

111 fifty thousand, one by the minority leader of the Senate and one by the
112 minority leader of the House of Representatives; and four chief elected
113 officials of municipalities in the area served by the authority. Any
114 legislative appointee may be a member of the General Assembly. The
115 directors appointed by the Governor shall serve for terms of four years
116 each, from January first next succeeding their appointment, provided,
117 of the directors first appointed, two shall serve for terms of two years,
118 and two for terms of four years, from January first next succeeding
119 their appointment. The four chief elected municipal officials shall be
120 appointed by the regional council or councils of government in the
121 area served by the authority and shall serve for terms of four years
122 from January first next succeeding their appointment, provided no
123 such chief elected official shall serve consecutive terms on the board.
124 Any vacancy occurring other than by expiration of term shall be filled
125 in the same manner as the original appointment for the balance of the
126 unexpired term.

127 (c) Of the four members appointed by the Governor, two shall be
128 first selectmen, mayors or managers of Connecticut municipalities; one
129 from a municipality with a population of less than fifty thousand, one
130 from a municipality of over fifty thousand population; two shall be
131 public members without official governmental office or status with
132 extensive high-level experience in municipal or corporate finance or
133 business or industry, provided not more than two of such appointees
134 shall be members of the same political party. The chairman of the
135 board shall be appointed by the Governor, with the advice and consent
136 of both houses of the General Assembly. The chairman shall serve at
137 the pleasure of the Governor.

138 (d) The chairman shall, with the approval of the directors, appoint a
139 president of the authority who shall be an employee of the authority,
140 paid a salary prescribed by the chairman, subject to the approval of the
141 directors. The president shall supervise the administrative affairs and
142 technical activities of the authority in accordance with the directives of
143 the board.

144 (e) Each director shall be entitled to reimbursement for his actual
145 and necessary expenses incurred during the performance of his official
146 duties.

147 (f) Directors may engage in private employment, or in a profession
148 or business, subject to any applicable laws, rules and regulations of the
149 state or federal government regarding official ethics or conflict of
150 interest.

151 (g) Six directors of the authority shall constitute a quorum for the
152 transaction of any business or the exercise of any power of the
153 authority, provided, at least two ex-officio directors and [one director]
154 three directors from municipal government must be present in order
155 for a quorum to be in attendance. For the transaction of any business
156 or the exercise of any power of the authority, and except as otherwise
157 provided in this chapter, the authority shall have power to act by a
158 majority of the directors present at any meeting at which a quorum is
159 in attendance. If the legislative body of a municipality that is the site of
160 a facility passes a resolution requesting the Governor to appoint a
161 resident of such municipality to be an ad hoc member, the Governor
162 shall make such appointment upon the next vacancy for the ad hoc
163 members representing such facility. The Governor shall appoint with
164 the advice and consent of the General Assembly ad hoc members to
165 represent each facility operated by the authority provided at least one-
166 half of such members shall be chief elected officials of municipalities,
167 or their designees. Each such facility shall be represented by two such
168 members. The ad hoc members shall be electors from a municipality or
169 municipalities in the area to be served by the facility and shall vote
170 only on matters concerning such facility. The terms of the ad hoc
171 members shall be four years.

172 (h) The board may delegate to three or more directors such board
173 powers and duties as it may deem necessary and proper in conformity
174 with the provisions of this chapter and its bylaws. At least one of such
175 directors shall not be a state employee.

176 (i) Members of the board may designate a representative to perform
177 in their absence their respective duties under this chapter.

178 (j) The term "director", as used in this section, shall include such
179 persons so designated as provided herein and this designation shall be
180 deemed temporary only and shall not affect any applicable civil service
181 or retirement rights of any person so designated.

182 (k) The Governor may remove any director for inefficiency, neglect
183 of duty or misconduct in office after giving him a copy of the charges
184 against him and an opportunity to be heard, in person or by counsel, in
185 his defense, upon not less than ten days' notice. If any director shall be
186 so removed, the Governor shall file in the office of the Secretary of the
187 State a complete statement of charges made against such director and
188 his findings thereon, together with a complete record of the
189 proceedings.

190 (l) The authority shall continue as long as it shall have bonds or
191 other obligations outstanding and until its existence shall be
192 terminated by law. Upon the termination of the existence of the
193 authority, all its rights and properties shall pass to and be vested in the
194 state of Connecticut.

195 (m) The directors, members and officers of the authority and any
196 person executing the bonds or notes of the authority shall not be liable
197 personally on such bonds or notes or be subject to any personal
198 liability or accountability by reason of the issuance thereof, nor shall
199 any director, member or officer of the authority be personally liable for
200 damage or injury, not wanton or wilful, caused in the performance of
201 his duties and within the scope of his employment or appointment as
202 such director, member or officer.

203 (n) Notwithstanding the provisions of any other law to the contrary,
204 it shall not constitute a conflict of interest for a trustee, director,
205 partner or officer of any person, firm or corporation, or any individual
206 having a financial interest in a person, firm or corporation, to serve as a

207 director of the authority, provided such trustee, director, partner,
208 officer or individual shall abstain from deliberation, action or vote by
209 the authority in specific respect to such person, firm or corporation.

210 Sec. 5. Section 8-119zz of the general statutes is repealed and the
211 following is substituted in lieu thereof (*Effective from passage*):

212 (a) There is established the Connecticut Housing Authority, which
213 shall be a body politic and corporate and shall constitute a public
214 instrumentality and political subdivision of the state created for the
215 performance of an essential public and governmental function. The
216 powers of the Connecticut Housing Authority shall be vested in and
217 exercised by a board of directors, which shall consist of the
218 Commissioner of Economic and Community Development or his
219 designee, the State Treasurer or his designee, the Secretary of the
220 Office of Policy and Management or his designee and four members
221 having training or experience in the fields of public housing, public
222 finance or public administration, who shall be appointed by the
223 Governor; and two chief elected officials of municipalities in the area
224 served by the authority. Said two chief elected municipal officials shall
225 be appointed by the regional council or councils of government in the
226 in the area served by the authority and shall serve for terms of four
227 years from January first next succeeding their appointment, provided
228 no such chief elected official shall serve consecutive terms on the
229 board. Any vacancy shall be filled in the manner prescribed under
230 section 4-7. The chairperson of the board shall be appointed by the
231 Governor, with the advice and consent of both houses of the General
232 Assembly. Action may only be taken by the authority by a majority
233 vote of the members of the board of directors. The Connecticut
234 Housing Authority shall not be construed to be a department,
235 institution or agency of the state. The authority shall continue as long
236 as it shall have bonds or other obligations outstanding and until its
237 existence is terminated by law. Upon the termination of the existence
238 of the authority, all rights and properties of the authority shall pass to
239 and be vested in the state of Connecticut.

240 (b) The terms of the present members shall expire on September 30,
241 1989. On or before October 1, 1989, the Governor shall appoint
242 members of the board of directors as provided in subsection (a) of this
243 section as follows: One member shall serve a term of four years from
244 said October first, one member shall serve a term of three years from
245 said October first, one member shall serve a term of two years from
246 said October first and one member shall serve a term of one year from
247 said October first. Thereafter all members shall be appointed for a term
248 of four years from October first in the year of their appointment.

249 (c) The board of directors may delegate to three or more of its
250 members such board powers and duties as it may deem proper. At
251 least one of such members shall not be a state employee.

252 (d) The board of directors of the authority shall adopt written
253 procedures, in accordance with the provisions of section 1-121, for: (1)
254 Adopting an annual budget and plan of operations, including a
255 requirement of board approval before the budget or plan may take
256 effect; (2) hiring, dismissing, promoting and compensating employees
257 of the authority, including an affirmative action policy and a
258 requirement of board approval before a position may be created or a
259 vacancy filled; (3) acquiring personal property and personal services,
260 including a requirement of board approval for any nonbudgeted
261 expenditure in excess of five thousand dollars; (4) contracting for
262 financial, legal and other professional services, including a
263 requirement that the authority solicit proposals at least once every
264 three years for each such service which it uses; (5) issuing bonds for
265 the purpose of refunding or refinancing existing debt of the authority
266 as required by the terms of such existing debt and retiring bonds, bond
267 anticipation notes and other obligations of the authority; and (6) the
268 use of surplus funds to the extent authorized under this chapter or
269 other provisions of the general statutes.

270 (e) Notwithstanding the provisions of any other law to the contrary,
271 except the provisions of section 8-42, it shall not constitute a conflict of

272 interest for a trustee, director, partner or officer of any person, firm or
273 corporation, or any individual having a financial interest in a person,
274 firm or corporation, to serve as a member of the authority, provided
275 such trustee, director, partner, officer or individual shall abstain from
276 deliberation, action or vote by the authority in specific respect to such
277 person, firm or corporation.

278 Sec. 6. Section 32-426 of the general statutes, as amended by section
279 2 of public act 01-143, is repealed and the following is substituted in
280 lieu thereof (*Effective from passage*):

281 (a) There is hereby created a body politic and corporate to be known
282 as the "Connecticut Port Authority". The authority is constituted a
283 public instrumentality and political subdivision of the state and the
284 exercise by the authority of the powers conferred in sections 32-425 to
285 32-434, inclusive, shall be deemed and held to be the performance of
286 an essential public and governmental function. The Connecticut Port
287 Authority shall not be construed to be a department, institution or
288 agency of the state.

289 (b) The authority shall be governed by a board of directors
290 consisting of the Commissioners of Transportation and Economic and
291 Community Development, serving ex officio; one port professional
292 from each of the port areas of Bridgeport, New Haven and New
293 London designated by the chairman of the Bridgeport Port Authority,
294 the chairman of the New Haven Harbor Cooperative and the chief
295 executive officer of the city of New London, respectively, provided in
296 no event shall there be more than one representative from a single
297 business entity, each serving as ex-officio nonvoting members; six
298 members appointed by the Governor, one of whom shall be a resident
299 of the city of New London, one of whom shall be a resident of the city
300 of New Haven and one of whom shall be a resident of the city of
301 Bridgeport; and six members appointed as follows: One by the
302 president pro tempore of the Senate, one by the majority leader of the
303 Senate, one by the minority leader of the Senate, one by the speaker of

304 the House of Representatives, one by the majority leader of the House
305 of Representatives and one by the minority leader of the House of
306 Representatives; and the chief elected officials of Bridgeport, New
307 Haven and New London. The Commissioner of Transportation or the
308 Commissioner of Economic and Community Development may
309 designate a deputy or any member of the commissioner's staff to
310 represent the commissioner at meetings of the authority, with full
311 power to act and vote on behalf of the commissioner. The term of each
312 member of the board shall be coterminous with the term of the
313 appointing authority for such member or until a successor is chosen,
314 whichever is later. The Governor shall fill any vacancy for the
315 unexpired term of a member appointed by the Governor. The
316 appropriate appointing authority shall fill any vacancy for the
317 unexpired term of a member appointed by the appointing authority.
318 Whenever there is a vacancy, other than with regard to an ex-officio
319 member, the executive director shall send written notice of the vacancy
320 to the appointing authority for such vacant position. For the purposes
321 of this section, "port professional" means an individual actively
322 engaged in port operations. The three chief elected municipal officials
323 shall serve for terms of four years from January first next succeeding
324 their appointment.

325 (c) The Commissioner of Transportation shall serve as chairperson
326 of the board. The directors shall annually elect one of their number as
327 secretary. The board may elect such other officers of the board as it
328 deems proper. Members shall receive no compensation for the
329 performance of their duties, but shall be reimbursed for necessary
330 expenses incurred in the performance thereof.

331 (d) Each director of the authority, before entering upon the duties of
332 the position, shall take and subscribe the oath or affirmation required
333 by article eleventh, section 1, of the constitution. A record of each such
334 oath or affirmation shall be filed in the office of the Secretary of the
335 State. The board shall adopt written procedures, in accordance with
336 the provisions of section 1-121, for: (1) Adopting an annual budget and

337 plan of operations, including a requirement of board approval before
338 the budget or plan may take effect; (2) hiring, dismissing, promoting
339 and compensating employees of the authority including an affirmative
340 action policy and a requirement of board approval before a position
341 may be created or a vacancy filled; (3) acquiring personal services,
342 including a requirement of board approval for any nonbudgeted
343 expenditure in excess of five thousand dollars; (4) contracting for
344 financial, legal and other professional services, including a
345 requirement that the authority solicit proposals at least once every
346 three years for each such service which it uses; and (5) the use of
347 surplus funds to the extent authorized under sections 32-425 to 32-434,
348 inclusive, or other provisions of the general statutes.

349 (e) No trustee, director, partner or officer of any person, firm or
350 corporation which owns port facilities, or individual having a financial
351 interest in any such person, firm or corporation, shall serve as a
352 member of the board. No provision of this subsection shall prohibit a
353 governmental employee from serving as a member of the board.

354 (f) The Commissioner of Transportation shall, within available
355 appropriations, provide administrative or other services to the
356 authority.

357 Sec. 7. Section 32-601 of the general statutes is repealed and the
358 following is substituted in lieu thereof (*Effective from passage*):

359 (a) There is created a body politic and corporate to be known as the
360 "Capital City Economic Development Authority". Said authority shall
361 be a public instrumentality and political subdivision of this state and
362 the exercise by the authority of the powers conferred by section 32-602
363 shall be deemed and held to be the performance of an essential public
364 and governmental function. The Capital City Economic Development
365 Authority shall not be construed to be a department, institution or
366 agency of the state.

367 (b) The authority shall be governed by a board of directors

368 consisting of [seven] eight members appointed jointly by the
369 Governor, the speaker of the House of Representatives, the majority
370 leader of the House of Representatives, the minority leader of the
371 House of Representatives, the president pro tempore of the Senate, the
372 majority leader of the Senate and the minority leader of the Senate, and
373 include, but not be limited to, members who have expertise in the
374 fields of commercial and residential real estate construction or
375 development and financial matters; and the chief elected official of the
376 city of Hartford, who shall serve a term of four years from January first
377 next succeeding such appointment. The chairperson shall be
378 designated by the Governor. All appointments shall be made not later
379 than thirty days after June 1, 1998. The terms of the initial board
380 members appointed shall be as follows: Four of the members shall
381 serve four-year terms from said appointment date and three members
382 shall serve two-year terms from said appointment date. Thereafter all
383 members shall be appointed for four-year terms. A member of the
384 board shall be eligible for reappointment. Any member of the board
385 may be removed by the appointing authority for misfeasance,
386 malfeasance or wilful neglect of duty. Each member of the board,
387 before commencing such member's duties, shall take and subscribe the
388 oath or affirmation required by article XI, section 1, of the State
389 Constitution. A record of each such oath shall be filed in the office of
390 the Secretary of the State. The board of directors shall maintain a
391 record of its proceedings in such form as it determines, provided such
392 record indicates attendance and all votes cast by each member. Any
393 member who fails to attend three consecutive meetings or who fails to
394 attend fifty per cent of all meetings held during any calendar year shall
395 be deemed to have resigned from the board. A majority vote of the
396 members of the board shall constitute a quorum and the affirmative
397 vote of a majority of the members present at a meeting of the board
398 shall be sufficient for any action taken by the board. No vacancy in the
399 membership of the board shall impair the right of a quorum to exercise
400 all the rights and perform all the duties of the board. Any action taken
401 by the board may be authorized by resolution at any regular or special

402 meeting and shall take effect immediately unless otherwise provided
403 in the resolution. The board may delegate to three or more of its
404 members, or its officers, agents and employees, such board powers and
405 duties as it may deem proper.

406 (c) (1) The board of directors shall annually elect one of its members
407 as vice-chairperson and shall elect other of its members as officers,
408 adopt a budget and bylaws, designate an executive committee, report
409 semiannually to the appointing authorities with respect to operations,
410 finances and achievement of its economic development objectives, be
411 accountable to and cooperate with the state whenever, pursuant to the
412 provisions of sections 32-600 to 32-611, inclusive, the state may audit
413 the authority or any project of the authority, as defined in section 32-
414 600, or at any other time as the state may inquire as to either, including
415 allowing the state reasonable access to any such project and to the
416 records of the authority and exercise the powers set forth in section 32-
417 602.

418 (2) The board of directors shall appoint an executive director, who
419 shall not be a member of the board and who shall be exempt from
420 classified service.

421 (3) Members of the board of directors shall receive no compensation
422 for the performance of their duties hereunder but shall be reimbursed
423 for all expenses reasonably incurred in the performance thereof.

424 (d) Each member of the board of directors of the authority and the
425 executive director shall execute a surety bond in the penal sum of at
426 least one hundred thousand dollars, or, in lieu thereof, the chairperson
427 of the board shall execute a blanket position bond covering each
428 member, the executive director and the employees of the authority,
429 each surety bond to be conditioned upon the faithful performance of
430 the duties of the office or offices covered, to be executed by a surety
431 company authorized to transact business in this state as a surety and to
432 be approved by the Attorney General and filed in the Office of the
433 Secretary of the State. The cost of each bond shall be paid by the

434 authority.

435 (e) No board member shall have or acquire any financial interest in
436 any capital city project, as defined in section 32-600, or in any property
437 included or planned to be included in any such project or in any
438 contract or proposed contract for materials or services to be used in
439 such project.

440 (f) The authority shall have perpetual succession and shall adopt
441 procedures for the conduct of its affairs in accordance with section 32-
442 603. Such succession shall continue as long as the authority shall have
443 bonds, notes or other obligations outstanding and until the existence of
444 the authority is terminated by law at which time the rights and
445 properties of the authority shall pass to and be vested in the state.

446 (g) All financial, credit and proprietary information contained in
447 any application or request filed with the authority with respect to
448 funding for any capital city project shall be exempt from the provisions
449 of subsection (a) of section 1-210.

450 Sec. 8. Subdivision (9) of section 22a-265 of the general statutes is
451 repealed and the following is substituted in lieu thereof (*Effective from*
452 *passage*):

453 (9) Charge reasonable fees for the services it performs and waive,
454 suspend, reduce or otherwise modify such fees, provided (A) such
455 user fees shall apply uniformly within each municipality to all users
456 who are provided with waste management services with respect to a
457 given type or category of wastes, in accordance with criteria
458 established by the authority, [and provided further] (B) no change may
459 be made in user fees without at least sixty days prior notice to the
460 users affected thereby and an opportunity for a hearing, (C) no
461 increase in user fees approved by the authority between January 1,
462 2002, and the effective date of this section, which result from
463 transactions with the Enron Corporation, shall take effect until at least
464 twelve months after the effective date of this section, and (D) the

465 authority shall not approve any other increase in user fees, which
466 result from transactions with the Enron Corporation, between the
467 effective date of this section and the date that the new members of the
468 board authorized by section 22a-261, as amended by this act, begin
469 their terms of office.

470 Sec. 9. (NEW) (*Effective from passage*) (a) As used in this section,
471 "quasi-public agency" has the same meaning as "quasi-public agency",
472 as defined in section 1-120 of the general statutes, as amended.

473 (b) Notwithstanding any provision of the general statutes:

474 (1) The chairperson of the board of directors of each quasi-public
475 agency may not be an officer or an employee of the state;

476 (2) A majority of the members of the board of director of each quasi-
477 public agency shall constitute a quorum for the transaction of any
478 business or the exercise of any power of the agency;

479 (3) The board of directors of each quasi-public agency may delegate
480 to not less than one-quarter of the membership of the board such board
481 powers and duties as it may deem necessary and proper in conformity
482 with the general statutes and the agency's bylaws;

483 (4) No quasi-public agency shall be exempt from federal anti-trust
484 laws;

485 (5) No quasi-public agency shall refinance any debt of the agency
486 without the approval of the State Bond Commission;

487 (6) No quasi-public agency shall establish a limited liability
488 company;

489 (7) No quasi-public agency shall enter into any contracts for
490 investments commonly known as interest rate swap agreements,
491 currency swap agreements, forward payment conversion agreements,
492 futures, or contracts providing for payments based on levels of, or

493 changes in, interest rates, currency exchange rates, stock or other
494 indices, or contracts to exchange cash flows or a series of payments, or
495 contracts, including, without limitation, interest rate floors or caps,
496 options, puts or calls to hedge payment, currency, rate, spread, or
497 similar exposure;

498 (8) Each quasi-public agency shall establish an advisory council;

499 (9) The board of directors of each quasi-public agency shall elect the
500 chairperson of the board from the members of the board;

501 (10) Each quasi-public agency shall contract for the business, design,
502 operating, management, marketing, planning, research and
503 development and facilities management functions of the agency by
504 competitive bidding; and

505 (11) Each member of the board of directors of a quasi-public agency
506 shall execute a surety bond in the sum of ten million dollars, or, in lieu
507 thereof, the chairperson of the agency shall execute a blanket positive
508 bond covering each director, executive and employee of the authority,
509 each surety bond to be conditioned upon the faithful performance of
510 the duties of the office or officers covered, to be executed by a surety
511 company authorized to transact business in the state of Connecticut as
512 surety and to be approved by the Attorney General and filed in the
513 office of the Secretary of the State. The cost of each such bond shall be
514 paid by the quasi-public agency.

515 Sec. 10. (NEW) (*Effective from passage*) (a) As used in this section,
516 "quasi-public agency" has the same meaning as "quasi-public agency",
517 as defined in section 1-120 of the general statutes, as amended.

518 (b) The Auditors of Public Accounts shall biennially audit the
519 financial transactions of each quasi-public agency, having a value of
520 one million dollars or more.

521 (c) In any audit of a quasi-public agency which is conducted by the
522 Auditors of Public Accounts under the general statutes, said auditors

- 523 may contract with a person, firm or corporation having expertise in
524 specific matters under the jurisdiction of such quasi-public agency.

This act shall take effect as follows:	
Section 1	<i>from passage</i>
Sec. 2	<i>from passage</i>
Sec. 3	<i>from passage</i>
Sec. 4	<i>from passage</i>
Sec. 5	<i>from passage</i>
Sec. 6	<i>from passage</i>
Sec. 7	<i>from passage</i>
Sec. 8	<i>from passage</i>
Sec. 9	<i>from passage</i>
Sec. 10	<i>from passage</i>

Statement of Purpose:

To improve the accountability of quasi-public agencies.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]